

IDAHO BOARD OF COSMETOLOGY  
Conference Call  
April 10, 2000  
8:00 a.m.

Conference call commenced at 8:00 a.m. Roll call: Carol Martin, Christy Stutzke, Patrick Ulsh, Kimber Hicks, Geneal Thompson. Bureau staff present: Tom Limbaugh, Budd Hetrick, John Kersey, Helen Piippo.

Discussed proposing a temporary rule to allow examinees who fail their first exam to be scheduled for re-exam the following month. This rule would waive the 30 day application deadline for first-time reexamination candidates. Mr Limbaugh advised the board that temporary rules must meet certain criteria and be approved by the Division of Financial Management and the Governor. The rule will have to be drafted, reviewed by Mr. Erickson, and approved by the Board before submission to DFM.

The Board discussed drafting the rule to cover both the practical and written parts of the exam.

Motion by Mr. Hicks to allow candidates who fail the exam the first time to be re-examined without meeting the 30 day application deadline. Seconded by Ms. Martin, carried.

Discussion was held concerning the application time frames for those candidates who fail. The Board determined that applicants must pay the exam fee prior to exam date and this will be put in the rules.

It was also noted that work permits would still be invalid after an exam failure and would not be extended.

Ms. Stutzke reviewed that the only change would be that first time failures be automatically scheduled for the next exam, and that the required fees be paid.

The Board discussed student registration applications which reveal the conviction of a felony. Mr. Hetrick requested clarification from the Board as to their policy regarding these applications. There was discussion as to the existing policy of registering the student once documentation of the conviction was received. The Board would then review that documentation prior to licensure. It was noted that applicants have been licensed with the stipulation that they fulfill all the conditions of a final court order.

It was noted that students have been allowed to attend school with Bureau review unless there seems to be a problem with application. The Board agreed that the Bureau should continue to review student applications and follow the existing policy.

Mr. Hetrick stated that the endorsement law (54-812) specifies that the board shall evaluate the application and that no license shall be issued except by the board. Legal counsel has commented that the board should not delegate that authority. Mr. Hicks stated that the rule is correct and that applicant should be issued a work permit until application has been reviewed. The Board determined they would start reviewing all applications for endorsement. There was discussion on work permits being issued to those waiting for licensure. Mr. Hicks referred to rule 54-827 regarding work permits as to endorsement. A work permit will be granted only if the application is complete, as determined by Bureau staff. Ms. Martin stated that these applications could be reviewed monthly at exams.

The Board determined that those candidates who failed the March exam would be scheduled for the April exam and so notified. Mr. Limbaugh reviewed with board that a temporary rule would not be effective until approved by DFM and the Governor, and adopted by the Board. It was confirmed, per the Board's instruction, that letters would be sent out priority, certified, return receipt mail to be sent to all candidates to retake exam.

Mr. Ulsh made motion to adjourn. Seconded by Mr. Thompson, carried.

There being no further business the meeting was adjourned at 9:15 a.m.

\_\_\_\_\_  
Christy Stutzke, Chair

\_\_\_\_\_  
Carol Martin, Vice Chair

\_\_\_\_\_  
Geneal Thompson, Secretary

\_\_\_\_\_  
Patrick Ulsh

\_\_\_\_\_  
Kimber Hicks

\_\_\_\_\_  
Thomas E. Limbaugh, Bureau Chief